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U.S. DISTRICT COURT  
EASTERN DISTRICT OF LA

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

NOV - 7 2005

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DOCKET NO. 1657  
LORETTA G. WHYTE  
CLERK

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

IN RE VIOXX PRODUCTS LIABILITY LITIGATION C05-3944 MHP

(SEE ATTACHED SCHEDULE)

**CONDITIONAL TRANSFER ORDER (CTO-30)**

On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. Since that time, 2,028 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact which are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

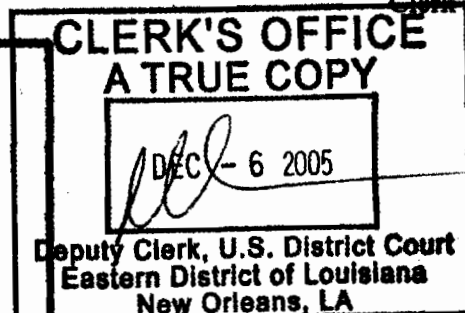
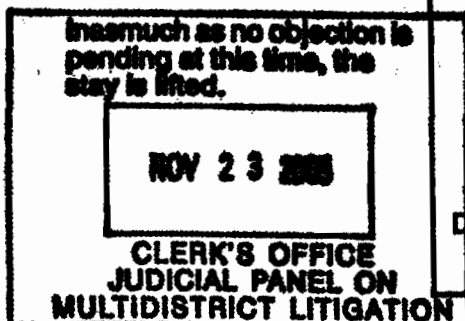
Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, 360 F.Supp.2d 1352 (J.P.M.L. 2005), and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed fifteen (15) days from the entry thereof and if any party files a notice of opposition with the Clerk of the Panel within this fifteen (15) day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

*Michael J. Beck*

Michael J. Beck  
Clerk of the Panel



Fee \_\_\_\_\_  
Process *DMC*  
X Dkt'd \_\_\_\_\_  
CtRmDep *111*  
Doc. No. \_\_\_\_\_

**SCHEDULE CTO-30 - TAG-ALONG ACTIONS**  
**DOCKET NO. 1657**  
**IN RE VIOXX PRODUCTS LIABILITY LITIGATION**

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<b>ALABAMA NORTHERN</b>		
<del>ALN 2 05-2138</del>	<del>Cynthia L. Bright v. Merck &amp; Co., Inc., et al. Vacated 11/16/05</del>	EDLA SEC. L/3
<b>ARKANSAS EASTERN</b>		
ARE 4 05-1282	Herbert Philip Malone v. Merck & Co., Inc.	05-6092
<b>ARIZONA</b>		
AZ 2 05-3239	Walter Carroll, et al. v. Merck & Co., Inc.	05-6093
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CAC 2 05-7107	Cynthia Jackson v. Merck & Co., Inc.	05-6094
CAC 2 05-7225	Paul Fisher v. Merck & Co., Inc.	05-6095
<del>CAC 2 05-7366</del>	<del>Tara Warner, et al. v. Merck &amp; Co., Inc., et al. Opposed 11/22/05</del>	
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CAN 3 05-3944	Charles Cutter Werdel v. Merck & Co., Inc.	05-6097
CAN 3 05-3945	Donald William Hughes v. Merck & Co., Inc.	05-6098
CAN 3 05-4101	Gregory C. Papedo, et al. v. Cardiology Associates of Marin, et al.	05-6099
<del>CAN 3 05-4213</del>	<del>Jeanne Bale, et al. v. Merck &amp; Co., Inc.</del>	<del>05-6100</del>
CAN 3 05-4215	Walter J. Ledergerber v. Merck & Co., Inc.	05-6101
CAN 5 05-3935	Harold Sanborn v. Merck & Co., Inc.	05-6102
CAN 5 05-3936	Betty Walls v. Merck & Co., Inc.	05-6103
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CT 3 05-1607	Edith Sokoloff, et al. v. Merck & Co., Inc.	05-6107
<b>FLORIDA MIDDLE</b>		
FLM 2 05-506	Susan Kairalla v. Merck & Co., Inc.	05-6108
FLM 3 05-1036	Darrell Roberson v. Merck & Co., Inc., et al.	05-6109
FLM 3 05-1037	Ruby Cochran v. Merck & Co., Inc., et al.	05-6110
FLM 3 05-1038	Donnie Frye, et al. v. Merck & Co., Inc., et al.	05-6111
FLM 3 05-1039	John Jugenheimer v. Merck & Co., Inc.	05-6112
FLM 3 05-1040	Leslie Hantz, et al. v. Merck & Co., Inc., et al.	05-6113
FLM 3 05-1041	Gary Lee Bell, Sr., et al. v. Merck & Co., Inc., et al.	05-6114
FLM 3 05-1042	Gwendolyn L. Jones, et al. v. Merck & Co., Inc., et al.	05-6115
FLM 8 05-1826	John Laing v. Merck & Co., Inc.	05-6116
<b>FLORIDA SOUTHERN</b>		
FLS 0 05-61625	Felice J. Tavano, et al. v. Merck & Co., Inc.	05-6117
FLS 9 05-80899	Joseph Aparo, etc. v. Merck & Co., Inc., et al.	05-6118

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GAN 1 05-2597	Ronald Nunn v. Merck & Co., Inc.	05-6120
GAN 1 05-2598	The Estate of Lawrence Reeves v. Merck & Co., Inc.	05-6121
GAN 1 05-2599	Tamma Wilson v. Merck & Co., Inc.	05-6122
GAN 4 05-213	David Melton v. Merck & Co., Inc.	05-6123
<b>IOWA SOUTHERN</b>		
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<b>IDAHO</b>		
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KYE 3 05-70	Virginia A. Hendershot, et al. v. Merck Co., Inc., et al.	05-6134
<del>KYE 5 05-412</del>	<del>James Parsons, et al. v. Merck &amp; Co., Inc. Opposed 11/23/05</del>	
<del>KYE 5 05-413</del>	<del>Gene Patterson, et al. v. Merck &amp; Co., Inc. Opposed 11/23/05</del>	
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KYE 5 05-424	Jerry Gill v. Merck & Co., Inc.	05-6139
<del>KYE 5 05-425</del>	<del>Maudie F. Jones, et al. v. Merck &amp; Co., Inc. Opposed 11/23/05</del>	
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KYE 6 05-564	Brenda Kay Risner v. Merck & Co., Inc.	05-6147
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KYE 7 05-327	Earyetta Gillman, etc. v. Merck & Co., Inc.	05-6152
KYE 7 05-328	Otis Johnson v. Merck & Co., Inc.	05-6153
<del>KYE 7 05-330</del>	<del>James Howell, et al. v. Merck &amp; Co., Inc. Opposed 11/23/05</del>	
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KYW 3 05-629	Carolyn A. Ward v. Merck & Co., Inc. Opposed 11/23/05
KYW 3 05-630	William E. Kaufman, et al. v. Merck & Co., Inc. Opposed 11/23/05
KYW 3 05-631	Donna C. Russel, et al. v. Merck & Co., Inc. Opposed 11/23/05
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KYW 3 05-646	Timmy Glass, et al. v. Merck & Co., Inc., et al. Opposed 11/23/05

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LAM 3 05-1184	Beverly Wilson, et al. v. Merck & Co., Inc.
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<b>TENNESSEE WESTERN</b>		
TNW 1 05-1298	Frederick E. Cook, Sr., et al. v. Merck & Co., Inc., et al.	05-6249
TNW 1 05-1299	Donald L. D'Amico, et al. v. Merck & Co., Inc., et al.	05-6250
TNW 1 05-1314	Roy Arnold, Sr., et al. v. Merck & Co., Inc., et al.	05-6251
<del>TNW 1 05-1315</del>	<del>James P. Young v. Merck &amp; Co., Inc., et al.</del>	<del>05-6252</del>
TNW 2 05-2704	Patsy Hunter v. Merck & Co., Inc.	05-6253
TNW 2 05-2705	Betty Carter v. Merck & Co., Inc.	05-6254
TNW 2 05-2721	Benjamin Davis, et al. v. Merck & Co., Inc.	05-6255
TNW 2 05-2730	Earline Norwood v. Merck & Co., Inc.	05-6256
TNW 2 05-2733	Tony Gallo, et al. v. Merck & Co., Inc.	05-6257
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Frantz/TNMD/06/USCOURTS@USCOURTS, Tom  
Gould/TNWD/06/USCOURTS@USCOURTS, David  
Maland/TXED/05/USCOURTS@USCOURTS, Michael  
Milby/TXSD/05/USCOURTS@USCOURTS, Elizabeth  
Paret/VAED/04/USCOURTS@USCOURTS, Bruce  
Rifkin/WAWD/09/USCOURTS@USCOURTS

cc

Subject CTO-30

**IN RE: MDL 1657  
VIOXX PRODUCTS LIABILITY LITIGATION**

Attached is a certified copy of the transfer order received from the Multidistrict Litigation Panel in Washington, D.C. It instructs that the case(s) listed be transferred to our district for disposition pursuant to Title 28 USC 1407, as soon as possible. The order includes the case number(s) assigned to each action by the Eastern District of Louisiana.

The Honorable Eldon E. Fallon, U.S. District Judge, issued an order directing that the transferred of records consist of only a certified copy of the complaint (including notice of removal, if applicable), any amendments, the docket sheet and the MDL Transfer Order.

Please forward the above requested documents, preferably as PDF documents attached to an email addressed to [viox\\_md1\\_clerk@laed.uscourts.gov](mailto:viox_md1_clerk@laed.uscourts.gov). Please attach separate PDFs for each of the documents. If this is not possible, please forward the printed copies of the requested documents via mail.

Should you have any questions regarding this request, please contact Dina Guilbeau at (504)589-7704.

Very truly yours,  
Loretta G. Whyte, Clerk  
Eastern District of Louisiana



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